

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2007-052524

10/02/2008

HON. PAUL A KATZ

CLERK OF THE COURT

A. Ocanas

Deputy

IN RE THE MARRIAGE OF  
STEPHEN F JELACIC

STEPHEN F JELACIC  
16450 E AVENUE OF THE FOUNTAIN  
#74  
FOUNTAIN HILLS AZ 85268

AND

FAY L JELACIC

FAY L JELACIC  
10462 N NICKLAUS DR  
FOUNTAIN HILLS AZ 85268

DOCKET - NE  
FAMILY COURT SERVICES-CCC

JUDGMENT

Courtroom 111

9:57 a.m. This is the time set for a Return Hearing Re: enforcement. Petitioner is present on his own behalf. Respondent is neither present nor represented by counsel.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held regarding the status of the case.

Stephen F. Jelacic is sworn and testifies.

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Respondent has not appeared for this proceeding nor communicated with this Division to indicate that she would not be present.

THE COURT FINDS that Respondent was properly served with Petitioner's petition and did not file a response. Accordingly,

THE COURT FINDS that Respondent had notice of the hearing today and intentionally failed to appear. The Court will proceed in Respondent's absence.

Petitioner has indicated that he has not received the personal property including, the spare tire, photos and albums, and hydraulic jack, as ordered in the Decree of Dissolution of Marriage. Petitioner has received the china and the drum set from Respondent. The remainder of the items has an approximate value of \$200.00. Therefore,

IT IS ORDERED that Respondent is in contempt of Court for the willful violation of the prior Court order and failing to timely return the personal property as listed. The drum set and china were returned subsequent to this petition. Accordingly, Respondent remains in contempt for failing to return the remaining items. In order to purge herself of this contempt,

IT IS ORDERED that Respondent shall pay Petitioner directly the sum of \$200.00 and return the remaining items, photo albums, no later than October 23, 2008.

IT IS FURTHER ORDERED granting judgment against Respondent and in favor of Petitioner in the amount of \$200.00, which represents the fair market value of the hydraulic jack and spare tire.

The Court has been further advised that Respondent has continued to not share the restitution payments she received from the criminal court with respect to the parties' 1999 Chevrolet Silverado Truck. Having been previously ordered to comply with this order,

THE COURT FINDS that Respondent has continually refused to pay half of the restitution payments and accordingly is in contempt for the failure to share/divide those proceeds as previously ordered.

IT IS ORDERED entering judgment against Respondent and in favor of Petitioner in the amount of \$14,500.00.

10:13 a.m. Matter concludes.

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IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/ s / HONORABLE PAUL A. KATZ

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THE HONORABLE PAUL A. KATZ  
JUDGE OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.